

PATENT
Attorney Docket No.: 1238-2 PCT US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Peter Kelley, et al.

PCT LEGAL EXAMINER: Bryan TUNG

SERIAL NO.: 10/584,678

PCT APPLICATION NO.: PCT/US03/37994

FILING DATE: February 27, 2003

DATED: September 18, 2006

FOR:

**METHOD FOR DIGITALLY CREATING
LITHEPHANE-TYPE IMAGES**

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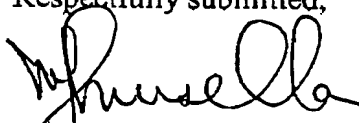
Legal Staff
International Division

LETTER

Sir:

In response to the DECISION dated July 25, 2006, please enter the attached petition signed in accordance with 37 C.F.R. §1.33(b). A favorable decision is hereby requested.

Respectfully submitted,



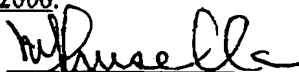
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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office (571) 273-0459 on September 18, 2006.

Dated: September 18, 2006


Michael J. Musella

PTO/SB/64/PCT (04-04)

Approved for use 03/31/2007. OMB 0651-0021

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT
DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**
**Docket Number
(Optional)
1238-2 PCT**

First Named Inventor: KELLEY, Peter et al.

International (PCT) Application No.: PCT/US03/37994

U.S. Application No.:
(if known)

Filed: 26 November 2003

Title: METHOD FOR DIGITALLY CREATING LITHEPHANE-TYPE IMAGES

Attention: PCT Legal Staff
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P.O. Box 1450
Alexandria, VA 22313-1450

The above-identified application became abandoned as to the United States because the fees and documents required by 35 U.S.C. 371(c) were not filed prior to the expiration of the time set in 37 CFR 1.494(b) or (c) or 1.495(b) or (c) as applicable. The date of abandonment is the day after the date on which the 35 U.S.C. 371(c) requirements were due. See 37 CFR 1.494(g) or 1.495(h).

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee
- (2) Proper reply
- (3) Terminal disclaimer with disclaimer fee which is required for all international applications having an international filing date before June 8, 1995; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☒ Small entity- fee \$ 750.00 (37 CFR 1.17(m)). Applicant claims small entity status.
See 37 CFR 1.27.

☐ Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Proper reply

A. The proper reply (the missing 35 U.S.C. 371(c) requirement(s)) in the form of
U.S. National Stage Application FORM 1390 (identify type of reply):

- ☐ has been filed previously on _____
- ☒ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/64/PCT (04-04)

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3. Terminal disclaimer with disclaimer fee

- ☒ Since this international application has an international filing date on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

8. 24. 06

Date

8/24/06

Date

9. 2. 06

Date

Peter Kelley

Joseph Mendillo

Patrick Pigott

- Enclosures: ☐ Response
- ☐ Fee Payment
- ☐ Terminal Disclaimer
- ☒ FORM 1390

*** RX REPORT ***

RECEPTION OK

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